

GREGORY S. TAMKIN (State Bar No. 175009)  
CASE COLLARD (State Bar No. 245834)  
DORSEY & WHITNEY LLP  
1400 Wewatta Street, Suite 400  
Denver, CO 80202-5549  
Telephone: (303) 629-3400  
Facsimile: (303) 629-3450  
Email: tamkin.greg@dorsey.com  
Email: collard.case@dorsey.com  
***Attorneys for Defendants Ameriprise Financial, Inc.  
and Ameriprise Financial Services, Inc.***

JACK RUSSO (State Bar No. 96068)  
CHRISTOPHER SARGENT (State Bar No. 246285)  
ANSEL HALLIBURTON (State Bar No. 282906)  
COMPUTER LAW GROUP LLP  
Email: jrusso@computerlaw.com  
Email: csargent@computerlaw.com  
Email: ahalliburton@computerlaw.com  
401 Florence Street  
Palo Alto, CA 94301  
Telephone: (650) 327-9800  
Facsimile: (650) 618-1863  
***Attorneys for Plaintiff XimpleWare Corp.***

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

XIMPLEWARE CORP.,  
Plaintiff,

v.

VERSATA SOFTWARE, INC. F/K/A  
TRILOGY SOFTWARE, INC.; TRILOGY  
DEVELOPMENT GROUP, INC.;  
AMERIPRISE FINANCIAL, INC.;  
AMERIPRISE FINANCIAL SERVICES, INC.;  
AND AUREA SOFTWARE, INC A/K/A  
AUREA, INC., Defendants.

Case No. 13-cv-05160 SI

ADR CERIFICATION BY PARTIES AND  
COUNSEL

Pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5(b), each of the undersigned certifies that he  
or she has:

- (1) Read the handbook entitled “Dispute Resolution Procedures in the Northern District of California” on the Court’s ADR Internet site [www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov) (Limited printed copies are available from the clerk’s office for parties in cases not subject to the court’s Electronic Case Filing program (ECF) under General Order 45);
- (2) Discussed the available dispute resolution options provided by the Court and private entities; and
- (3) Considered whether this case might benefit from any of the available dispute resolution options.

Dated: 2/14/14

/s/ Heather J. Melloh  
*Representative of Defendants Ameriprise Financial, Inc. and Ameriprise Financial Services, Inc.*

Dated: 2/14/14

/s/ Case Collard  
*Attorney for Defendants Ameriprise Financial, Inc. and Ameriprise Financial Services, Inc.*

Respectfully submitted February 14, 2014.

/s/ Case Collard  
Gregory S. Tamkin  
Case Collard  
DORSEY & WHITNEY, LLP  
Email: tamkin.greg@dorsey.com  
Email: collard.case@dorsey.com  
1400 Wewatta Street, Suite 400  
Denver, CO 80202-5549  
Telephone: (303) 629-3400  
Facsimile: (303) 629-3450

*Attorneys for Defendants Ameriprise Financial, Inc. and Ameriprise Financial Services, Inc.*

CERTIFICATE OF SERVICE

On February 14, 2014, I caused the foregoing document, titled ADR CERTIFICATION BY PARTIES AND COUNSEL, to be electronically filed with the court, which will cause a Notice of Electronic Filing to be automatically generated by the court's electronic filing system and sent to all parties in this case. Pursuant to General Order No. 45, Sections II.G. and IX, the Notice of Electronic Filing when e-mailed to the email addresses of record for counsel in the case constitutes service on the receiving parties.

/s/ Case Collard  
Case Collard